

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 1266 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE A.K.TRIVEDI

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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GOVAJI GOPALJI VAGHELA

Versus

STATE OF GUJARAT

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Appearance:

MR AM PAREKH for Petitioner

Mr. Pujari, A.P.P. for Respondent No. 1

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CORAM : MR.JUSTICE A.K.TRIVEDI

Date of decision: 17/04/98

ORAL JUDGEMENT

Heard learned Advocate Mr. A.M.Parekh appearing for the petitioner.

Rule. Learned A.P.P. Mr. Pujari waives service of

rule. Parties have not pressed for reasoned order.

Having regard to the facts and circumstances apparent from the material produced on record; in the context of submissions urged at the Bar and particularly the fact that injured person is discharged from the hospital on 2-3-1998 as observed by the learned Additional Sessions Judge in his order dated 6th March, 1998 the petitioners be admitted to bail on each of them executing personal bond of Rs.10,000/-(Rupees ten thousand) and furnishing two sureties each for Rs.5000/-(Rupees five thousand) to the satisfaction of the lower Court subject to the following conditions:

- (a) not to take undue advantage of his liberty or misuse his liberty;
- (b) not to act in a manner injurious to the interest of the prosecution;
- (c) maintain law and order;
- (d) mark his presence before Kadi Police Station on every 1st and 15th day of each month during the currency of this order, any time between 9.00 a.m. and 2.00 p.m.;
- (e) not leave the local limits of Village Sarsav, Tal. Kadi for a period beyond three days without the prior permission of the Sessions Judge at Mehsana
- (f) furnish the address of their residence at the time of execution of the bond and shall not change their residence without prior permission of this Court;

If breach of any of the above conditions is committed, the Sessions Judge at Mehsana will be free to issue warrant or take appropriate action in the matter.

Rule is made absolute accordingly. No order as to costs. D.S. is permitted.

(A.K.Trivedi,J.)

stanlee-akt.